

BROOKLYN NEWS.

VICTORY FOR THE RING

The Nassau Company Can Grid-iron Brooklyn with Trolleys.

Justice Brown Decides that the Flynn Franchise Is Good.

He Refuses to Grant an Order for an Injunction.

A decision by Justice Brown, handed down in the Supreme Court, Brooklyn, this morning, practically permits the Nassau Electric Railroad Company to proceed with the work of grid-ironing the city with thirty-two miles more of the trolley.

On June 18, 1893, the "ring" Board of Aldermen and Mayor Bovey granted a franchise to the Nassau Company, of which Patrick H. Flynn is President and several other prominent Democratic politicians directors. The franchise permits the company to put down its tracks in nearly every section of the city, principally in Union street, the Union Street Railroad Company, which Reuben Leland is President, for the same franchise.

The Nassau Company agreed to pay 3 percent on the gross earnings of the road, and the Union Street Company made an offer which would aggregate about \$200,000 for the entire franchise.

On June 4 last application was made by John Adamson, a tax-payer, for a temporary injunction restraining the Nassau Company from operating under the franchise. C. C. Church opposed the application.

Justice Brown, in his decision, says: "Without expressing any opinion upon the merits of the controversy, I think the case is not one in which a temporary injunction should be granted and the motion must be denied. The action is by a taxpayer who seeks to prevent a public use of the city's funds."

"It is not claimed that the railroad ought not to be constructed on the streets mentioned. It is not claimed that the proposed method of construction is illegal. Nor is it claimed that the action of the Common Council and Mayor in granting the franchise was illegal."

The burden of the complaint is to the effect that the defendants were unduly favored over the Union Street Railroad Company. Electricity as a motive power is not complained of.

"The judgment and discretion of the municipal authorities is not subject to the review of the courts in the absence of proof that the action was taken, unless it is perfectly clear upon the moving papers, should not be determined upon by the courts but left to be investigated at the trial."

MUST KEEP THE LEGAL HOURS

Supervisor Fitchie Won't Have the Public Inconvenienced.

Insists that County Offices Be Opened Afternoons.

Supervisor-at-Large Thomas Fitchie again to-day placed himself on record as being opposed to the public being inconvenienced by closing the county offices before the time fixed by law.

The Board of Supervisors some time ago passed a resolution permitting the county officers would be allowed to fix their own office hours.

Today Mr. Fitchie vetoed the last resolution. He says the county officials can, without any resolutions of the Board, give notice of their office hours, but that "the public shall not be inconvenienced by closing the county offices before the time fixed by law."

Mr. Fitchie also vetoed the resolution providing for the opening of the county offices for his own telephone, and that the sheriff and coroner should do the same.

At the next meeting of the Board the Supervisors will probably override him.

TWO WOMEN—TWO WATCHES

Lena Radel and Minna Hartmann Charged with Larceny.

Lena Radel, eighteen years old, of 74 Blackwell street, Long Island City, was held in the Ewen Street Court, Williamsburg, to-day, for trial on a charge of grand larceny.

Lena spent Tuesday night with her friend Johanna Zeiler, 428 1/2 West 14th street, and early yesterday morning disappeared, taking with her, it is charged, a gold watch and chain, valued at \$5, the property of Johanna.

Another case of a woman accused of stealing a gold watch came up in the same court, when Minna Hartmann, of 833 Park avenue, claiming says he hung his coat up in a closet, and his gold watch, valued at \$10, disappeared. He claims to have evidence that Mrs. Hartmann stole it.

ROBBED A SALOON.

Burglars Cart Away Whiskey, Ale and Cigars.

Sometime between midnight and 5 o'clock this morning, burglars drove up with a horse and cart to the saloon of Barnett Levine, at the Eastern Parkway and Colborne street, Brooklyn, and carried off a quantity of the stock, valued at about \$100.

The burglars entered the store door from the back, and after having broken down the door, they proceeded to take away the stock. The owner, Barnett Levine, was not at home at the time.

ROBBED BY YOUNG THIEVES.

Grocery Till Tapped and a Candy Store Looted.

Thefts Committed by Two Gangs and Four Boys Arrested.

Nine youngsters took their first step towards a career of crime last night in true time novel style, and as a result four were prisoners of the Brooklyn police this morning. The other five, under different leadership, made their escape.

The five boys who escaped entered the grocery store of John Singstacks, at 150 Fulton street, early last evening. One of the boys occupied the grocer's attention by pricing goods at the far end of the store.

While the grocer was thus engaged one of the other boys slipped behind the counter and stole \$25 from the till.

Grocery Singstacks did not notice his loss until the boys had left, and he then reported the affair to the police.

The other four boys ranged in ages from ten to fourteen. They were placed in the care of the Children's Society, charged with robbing a candy store at Adams and Willoughby streets.

The boys were Walter Spelman, thirteen years old, 75 Raymond street; James Hayes, twelve years old, same address; John Newman, aged thirteen, of 90 Graham avenue, and Edward Murray, twelve years old, of 20 Washington street.

The boys were arrested by Patrolman O'Leary at the Adams street station, and a quantity of stolen candy was found in their possession.

REJUVENATED SIXTY-NINTH.

Lieut. Drew's New Company to Be Inspected This Evening.

The new company of the Sixty-ninth Battalion, recently organized by Lieut. P. M. Drew, will meet in the Board of Officers' room in the Armory, Tompkins Market, at 7:30 o'clock this evening for inspection by Inspector-General Thomas H. McGrath.

This is in compliance with the directions from Adjutant-General Porter, and will be one of the last steps taken before the restoration of the Sixty-ninth to its old rank as a regiment. This much-needed rejuvenation is now only a question of a few weeks, and there is every indication that the new rejuvenated Sixty-ninth will be ready to receive the crack regiments of the First Brigade.

All those who are desirous of seeing this once famous body of citizen soldiers regain its former prestige are invited to proceed to the Armory, and young men who wish to become members can then apply to Lieut. Drew.

KAFFKE PAID THE BILL.

Otherwise Landlord Ulbrecht Would Have Put His Boarder in Jail.

ROCKAWAY BEACH, July 12.—Carl Kaffke, a boss painter, and three journeymen have been boarding at Ulbrecht's Hotel Seaside since last March. Kaffke said he was due him for work on buildings at the beach.

Monday Proprietor Ulbrecht had the money to pay the bill, but on account, to which Kaffke had been promising to settle immediately after his return from a collecting tour in New York.

Kaffke took the train for New York and did not return, whereupon the hotel man investigated and learned that the painter's trunk had disappeared.

Justice Smith gave him an option of paying the debt or going to jail. He tendered an order on Rudolph Co. for work done, which was accepted.

NOW THE UNDERTAKER ACTS.

Shattenkircher Says Gully Threatened to Kill Him.

Capt. John Gully, of the tugboat Ida M. Tobo, was held by Justice Walsh, in Brooklyn, this morning for examination on the charge of threatening to kill Undertaker George Shattenkircher, of 151 Twenty-third street, Brooklyn.

The undertaker claims that on July 4, Gully gave him a verbal threat to kill him, and that Gully denied the charge.

Mrs. Gully recently sued her husband for an absolute divorce.

Gully brought a counterclaim, in which he named Shattenkircher as one of the defendants, and charged him with threatening to kill him.

Gully claims that Shattenkircher simply made the present charge against him to spite him.

FIREBUGS IN EASTPORT.

Supposed Incendiary Attempt to Destroy a New Yorker's Cottage.

EASTPORT, N. J., July 12.—The fine summer cottage of Franklin Crouch, a druggist, whose place of business is on Grand street, New York, was threatened with destruction by a supposed incendiary fire last night. The flames were discovered by a neighbor and extinguished by the surrounding cottages.

After fighting the fire until 11 P. M., the flames were extinguished. The loss is about \$5000.

There is no clue to the incendiary.

MISS BURKE LEFT BEHIND.

Other Tenants Fled, Panic-Stricken, from a Burning Flat.

She Was Found Overcome by Smoke and Badly Burned.

Fire broke out in the four-story flat house 404 Fourth avenue, Brooklyn, at 2 o'clock this morning, which nearly cost one of the tenants her life and kept the firemen and policemen busy rescuing inmates.

The fire broke evidence of the work of an incendiary.

The fire started in some rubbish in the cellar and crept up through the halls to the second flat, occupied by Miss Maggie Burke, aged thirty. Patrick Murphy, who lives in the first flat, noticed the smoke and ran through the hall crying "Fire!" Several of the tenants stopped to dress, and then found their escape cut off by the smoke and flames.

Several women were carried down ladders by the firemen.

When the tenants had assembled in front of the building they remembered that Miss Burke was still in her apartment, and they ran back to rescue her.

She was found overcome by smoke and badly burned. She was taken to the Hospital, where it was said this morning that she would recover.

The fire was caused by an investigation revealed two broken bottles, which had evidently contained kerosene oil, and the fire of which was the cause of the flames.

The building is owned by P. G. Hughes, of Bond and Douglas streets. The damage to the building is slight.

TYMANN WILL RECOVER.

His Sweetheart Was a Witness to His Attempt to Kill Wade.

NEWTON, N. J., July 12.—Frank Tymann, of Winfield, who last night attempted suicide after trying to kill William Wade, of whom he was jealous, lies on a cot in the Town Hall, and may recover. Tymann shot himself in the head, but the bullet has not yet been extracted. He rested well during the night, and this morning he was conscious, and conditions are favorable for his recovery.

Tymann had been paying attention to Wade, a young man of about twenty years old, who resides at Winfield. William Wade, of New York, had also been paying attention to Miss McCarthy, a young woman who resides at Winfield.

Last night Miss McCarthy, accompanied by her father, went to the home of William Wade, started from Winfield to go to New York. They met Tymann at the home of Wade, and he shot him.

Miss McCarthy treated him coolly, and he pulled out a revolver and began to shoot. Miss McCarthy jumped behind a tree and Clark, who sprang towards Tymann, received three of the bullets.

One in the head, one in the breast and one in the side. Tymann then shot himself. It was his intention to shoot Wade, but the bullet hit him.

Tymann recovered, he will be held on a charge of attempting to kill Clark. He is now in the hospital, and is expected to recover.

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CAPITALISTS REG FOR MERCY.

Many Protests Against Assessments and Valuations.

Brooklyn Traction Company to Have a Hearing To-day.

The Brooklyn Board of Assessors received a number of letters this morning protesting against the assessments made on the property of the Brooklyn Traction Company. Mr. Moore will be given a hearing this afternoon. Until then the Board refused to make public the nature of the protest.

The company claims it is assessed on a double basis.

The Brooklyn Traction Company owns the Atlantic Avenue Railroad Company, assessed as personal property at \$200,000, and the Long Island Railroad tracks and property outside the corporate limits of the city, assessed at \$1,000,000.

The Traction Company itself is assessed as personal property at \$1,120,000. It has no real estate.

The Brooklyn Bath and West End Company alone is assessed at \$100,000 personal property and \$150,000 real estate. The Brooklyn City Railroad Company, on a stock of \$200,000, and the Brooklyn Heights at \$137,400. They are operated by the Long Island Traction Company.

D. M. Treadwell, of the Long Island Title Guaranty Company, protested against the assessment of the company on a stock of \$100,000. He said he would gladly sell for \$100,000, and that it was not worth \$200,000.

Mr. Treadwell stated that the company had not made any money since last January. He admitted that he and his brother had paid \$32,000 for what was known as the plant of the company, and that he had not yet received any money for it.

He did not expect the company would make any money for some time. He said that the company would become a valuable one.

The matter was referred to a committee.

ACCUSES THE BOARDER.

Retaliates on Mr. Oakes.

The Millionaire's Wife Brings Suit for Separation.

Charges Him with Frequently Putting Her into Asylum.

Mrs. Luella C. Oakes, wife of Millionaire Francis J. Oakes, the chemical manufacturer, of 52 Stone street, New York, has begun an action for separation from her husband, in the Supreme Court, Brooklyn.

Her attorney, Assemblyman Stillman P. Kneeland, this morning obtained from Justice Bartlett, in the Supreme Court, an order requiring Oakes to show cause, July 18, why he should not pay his wife alimony and counsel fees to enable her to prosecute her suit.

Mrs. Oakes was recently discharged from an insane asylum by Justice Gaynor on a writ of habeas corpus.

In her application for a separation Mrs. Oakes charges her husband with having on several occasions deprived her of her liberty by sending her to insane asylums.

She submitted three times to an asylum at her husband's request. The last time she was at Breckinridge Terrace, where she remained about eighteen months.

A few weeks ago she was taken to the White Star Hotel, where she was confined in a regular madhouse.

Simonelli Promised Italians Work in Providence and Collected \$5 Apiece.

Justice Gottling, in the Lee Avenue Court, Williamsburg, to-day held Angelo Simonelli, of 242 North Second street, on a charge of swindling Giuseppe Cusca, of 230 North Fifth street.

Simonelli is said to have told a number of Italians that he could secure them work at Providence, R. I., if they would pay him \$5 each and started for Providence last Thursday, but when they arrived there they found that they had been deceived. Cusca returned to Williamsburg, and failing to get back his money, had Simonelli arrested.

He was charged with swindling.

James P. Munday, thirty years old, of 44 Seventh avenue, was arrested by Detective Ryan, of the Brooklyn Central office, this morning, charged with the arrest of \$125. The complaint is made by William H. Martin, of 57 Broadway, New York.

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CONSTANTINOPLE IS CALMER.

Business Resuming Despite Slight Earthquake Shocks.

Further News of the Earth's Tremor Adds to the List of Dead.

(By Associated Press.)
CONSTANTINOPLE, July 12.—Slight earthquakes continued from time to time throughout the night, but this morning the city is resuming its normal appearance, the shops are being reopened and the inhabitants are returning to their houses.

Detailed investigations show that the seismic disturbances extended throughout a wide area and also largely increased the death roll.

A shock was felt throughout the peninsula of Anatolia, two hundred and thirty-six miles from here.

Many railway stations have been damaged, and the town of Javala, on the Gulf of Irmid, is almost totally destroyed.

At Stamboul the principal undulation appears to have followed a straight line from the Mosque of Sultan Ahmed to Elirne Kanyon, a distance of two miles.

Great damage was done all along the line, and many lives were lost.

At the village of San Stephano the sea suddenly receded for a distance of two hundred yards, then returned as suddenly, hurling the boats violently over the quays, creating a scene of wild confusion and doing much damage.

The number of victims of the earthquakes, up to last evening, is officially stated to be 100, but the real number is believed to be far larger.

The centre of the disturbance seems to have been the town of Brusa, at the north foot of Mount Olympus, fifty-seven miles southeast of Constantinople, and one of the oldest and most important commercial cities of Turkey.

JAPAN'S CLAIMS IN COREA.

Foreign Representatives Want Her to Modify Her Demands.

(By Associated Press.)
LONDON, July 12.—A despatch to The Times to-day from Seoul, the capital of Corea, says that a conference of foreign representatives was held to-day and the neutralization of Corea treaty ports was imposed. The Japanese Minister accepted the principle of the proposition so far as Chemulpo was concerned, but reserved his answer to this question in regard to the other ports.

Instructions from his Government at Tokio.

Later, the King yielding the Japanese Government appointed five commissioners to discuss the internal administration of the country. The conditions imposed by the Japanese Government in regard to the neutralization of the port of Chemulpo, virtually nullify the concession, as Japan will insist upon retaining troops within the settlement.

The foreign representatives have reminded the Japanese Government that their joint note, recently sent to Japan, regarding the withdrawal of troops, still remains unanswered.

FREE STATE MEN DEFEATED.

Mahdists Said to Have Won a Fight on the Congo.

(By Associated Press.)
LONDON, July 12.—A despatch to The Times from Brussels says that the Independent Congo Free State has been defeated by the Mahdists in a battle fought on the Congo river, near the town of Kisumu.

The Mahdists captured all the baggage and ammunition of the State's forces and speared Capt. Bonvalet to death.

Previous advices reported that the Mahdists attacked the fortified positions at Kisumu and were completely defeated by the State's troops. The death of Bonvalet and the capture of his baggage and ammunition was a severe blow to the State's forces.

CHOLERA ON THE VISTULA.

Two Deaths Reported There and Eleven in Galicia.

(By Associated Press.)
LONDON, July 12.—A despatch to The Standard from Berlin says that the German State Commissioner reports seven cases of cholera and two deaths from the disease in the Prussian part of the basin of the Vistula. Twenty raftsmen, suspected of being afflicted with the disease, have been taken to the hospitals.

A Vienna despatch to The Standard says that the Zalesky district, Galicia, there have been twenty-eight cases of cholera and eleven deaths in two days.

NEW JERSEY.

MAY HAVE MET FOUL PLAY.

Body Found by Boys in South Branch River.

FLEMINGTON, N. J., July 12.—Boys fishing in the South Branch River at Woodford, near this place, yesterday discovered the body of a man supposed to be that of Adolph Klein, of Trenton, who disappeared several weeks ago. It was lying in about one foot of water.

Several large stones were found in the pockets, and it is thought that the man met with foul play. Klein was last seen on June 21, in company with a party from Flemington, who were having a day's outing on the river. It is said the party drank freely.

The body is now in an advanced state of decomposition, and the features are hardly recognizable. The man was dressed in a dark suit of dark brown and had a dark stubby mustache, with long hair.

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